

UNITED STATES DISTRICT COURT

District of DELAWARE**KIRK A. POPE****SUMMONS IN A CIVIL CASE**

V.

**ERIC D. SWANSON, individually and
in his official capacity as Sussex County
Sheriff, and SUSSEX COUNTY,
a municipal corporation**

CASE NUMBER:

TO: (Name and address of Defendant)

**SUSSEX COUNTY
c/o Dales R. Dukes, Sussex County Council President
2 The Circle
Georgetown, DE 19947**

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

**Thomas S. Neuberger, Esquire
The Neuberger Firm, P.A.
Two East Seventy Street, Suit 302
Wilmington, Delaware 19801**

**Phone: 302-655-0582
Fax: 302-655-9329**

an answer to the complaint which is served on you with this summons, within TWENTY days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

DATE

10/18/07

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE 2/6/2008 @ 10:43 am
NAME OF SERVER (PRINT) ROBERT DELACY	TITLE SPS

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served: _____

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

Returned unexecuted: _____

Other (specify): SERVED SUSSEX COUNTY, C/O BARRY M. WILLOUGHBY, ESQUIRE, THE BRANDYWINE BUILDING, 1000 WEST ST., 17th FLOOR, WILM., DE. 19801, ATTORNEY FOR DEFENDANTS.

SERVED BARRY M. WILLOUGHBY, ESQUIRE, PERSONALLY (White male, balding hair, 55 year, 5'10", 180 lbs)

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 2/6/2008

Date

Signature of Server

D. M. PROFESSIONAL SERVICES
5 Orchard Lane
Wilmington, DE 19809

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.